

**UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION**

KRAFT FOODS GLOBAL, INC., THE)
 KELLOGG COMPANY, GENERAL MILLS, INC.,)
 and NESTLÉ USA, INC.,)
 Plaintiffs,)

V.

UNITED EGG PRODUCERS, INC., UNITED)
STATES EGG MARKETERS, INC., CAL-MAINE)
FOODS, INC., MICHAEL FOODS INC., and)
ROSE ACRE FARMS, INC.)
Defendants.

No. 1:11-cv-08808

Judge Steven C. Seeger

**ORAL ARGUMENT
REQUESTED**

**DEFENDANT ROSE ACRE FARMS, INC.'S
MOTION FOR JUDGMENT AS A MATTER OF LAW PURSUANT TO RULE 50(a)**

For the reasons set forth in the accompanying memorandum of law, Defendant Rose Acre Farms, Inc. (“Rose Acre”), by and through its attorneys, moves pursuant to Rule 50(a) of the Federal Rules of Civil Procedure for judgment as a matter of law dismissing Plaintiffs’ claims.

Dated: November 15, 2023

Respectfully submitted,

/s/ Jay L. Levine
Donald M. Barnes (dbarnes@porterwright.com)
Jay L. Levine (jlevine@porterwright.com)
PORTER, WRIGHT, MORRIS & ARTHUR LLP
2020 K. Street, N.W., Suite 600
Washington, D.C. 20006-1110
Tel: (202) 778-3000

James A. King (jking@porterwright.com)
Eric B. Gallon (egallon@porterwright.com)
Allen T. Carter (acarter@porterwright.com)
PORTER, WRIGHT, MORRIS & ARTHUR LLP
41 South High Street, Suite 2900
Columbus, OH 43215
Tel: (614) 227-2000

Counsel for Defendant Rose Acre Farms, Inc.